

The Mysore Gazette
PUBLISHED BY AUTHORITY

Voi. 98

MANGALORE, THURSDAY, MAY 9, 1956
(VAISHAKHA 19, SAKA ERA 1885)

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PART III—Section I

**NOTIFICATIONS BY GOVERNMENT OTHER THAN STATUTORY NOTIFICATIONS'
BUT INCLUSIVE OF NOTIFICATIONS UNDER LAND ACQUISITION ACT**

**CHIEF SECRETARIAT
(GENERAL ADMINISTRATION DEPARTMENT)**

Notification No. GAD 38 INS 62, dated 15th November 1961.

The provisional Inter-State Seniority List of the Non-Gazetted Staff of the Office of the Anti Corruption and Technical Audit, Public Works Department in the cadre of Stenographers is herewith published (*Vide Annexure I*) for general information. In preparing the list, provisional equations are made as indicated in Annexure II.

The Inter-State Seniority List published herewith is only provisional and is prepared just to assist the Government of India in finalising the integration of services.

Any Government servant aggrieved by the position assigned to him in this list on grounds connected with the establishment of equivalence of posts or any other matter relatable to integration of services may submit his representation in this behalf in six sets under Section 115 (5) of the States Re-organisation Act within 90 days from the date of publication of this Notification in the *Mysore Gazette* to the State Government through the Head of the Department for being sent to the Government of India for further action.

By Order and in the name of the Governor of Mysore,

B. R. DEEN DAYAL,
*Deputy Secretary to Government,
General Administration Department
(Integration).*

EXPLANATORY NOTE

For purposes of preparing the Provisional Inter-State Seniority List as at Annexure I the services and the classes and categories of posts held by the allocated Government servants on 31st October 1956 are equated with the services, and the classes and categories of posts sanctioned in the New State of Mysore.

Explanation.—In this note “allocated Government servant” means a person allotted or deemed to be allotted to serve in connection with the affairs of the State of Mysore under the provisions of Section 115 of the States Reorganisation Act, 1956.

(2) In determining the equivalence of posts held by the allocated Government servants on 31st October 1956 under the different classes and categories of posts, the following factors have been taken into consideration :—

(a) the nature and duties of the post ;

(b) the responsibilities and powers exercised by the Officer holding the post, the extent of territorial jurisdiction or other charge held by the incumbent or the responsibilities devolved on the holder of the post;

(c) the minimum qualifications, if any, prescribed for recruitment to the post,

(d) the salary of the post

Provided that the salary of a post has not been taken into consideration, except where the other factors are equal and it is not possible to determine the equated on the basis of those factors

(3) The posts held by the allocated Government servants as on 31st October 1956 have accordingly been equated as shown in Annexure II

(4) The Inter-State Seniority between the allocated Government servants has been determined with reference to the length of continuous service, whether in a permanent, temporary, or officiating capacity, in equated posts, excluding periods during which an equated post was held in a purely stop-gap or fortuitous arrangement

Provided that—

(a) where the length of continuous service is the same, in respect of two or more Government servants, the person older in age is deemed to be senior to the person younger in age,

(b) where two or more categories of posts of the same State have been declared to be equivalent to any category or class of post in the New State of Mysore, the total continuous service in all the categories of posts in the former State is deemed to be the length of continuous service,

(c) the *inter-se* seniority of allocated Government servants from the same State is not varied unless to give effect to proviso (b) or unless on equitable grounds such variation is deemed necessary,

(d) if in respect of any allocated Government servant from the State of Madras, a "deemed date" of promotion had been determined before the first day of November 1956, and the determination of the length of continuous service with effect from the "deemed date" is more favourable to such Government servant, the length of his continuous service is deemed to be from such "deemed date".

(5) For the purpose of paragraph 4, the length of continuous service has been taken to include the following categories of service —

(a) 'Service as Probationer' in an equated post as service in an officiating capacity if such service as Probationer would count for determination of seniority in the parent State,

(b) 'War Service' of an allocated Government servant, if such war service would count for determination of seniority in the parent State,

(c) in respect of upgraded posts, service in the post prior to the upgrading, if the upgrading enhanced the status of the post without any alteration in the duties and responsibilities or pay scale (other than during a general revision of pay scales) and the same person held the post both before and after the upgrading,

(d) in the case of an allocated Government servant, who had been transferred from one department to another department, his service before such transfer in any class or category of posts which carried the same scale of pay as the class or category of posts held by him on 31st October 1956, unless the rank of such Government servant in the class or category of post in which he was serving on 31st October 1956, had been finally fixed by the appropriate authority in the *inter-se* seniority list before 1st November 1956

6 (a) In the cases specified in the following categories (i), (ii) and (iii) where the *inter-se* seniority is not in accordance with the length of continuous service in a post, the Inter-State Seniority has been determined in the manner specified in sub-paragraph (b) of this paragraph

(i) Where there has been recruitment to any class or category of posts both by promotion of Government servants in a service (that is, recruitment by promotion) and also by appointment of persons not in such service (that is, by direct recruitment), and in accordance with the rules in force relating to the determination of *inter-se* seniority, the rank of a person appointed by direct recruitment is fixed above the rank of a person recruited by promotion, although the person recruited by promotion, has rendered service in an officiating capacity in that class or category of posts for a longer period than the person appointed by direct recruitment,

(ii) Where in respect of recruitment to any class or category of posts by promotion of Government servants in a service, a person holding a lower rank in the seniority list of the class or category of posts from which the promotion is made, was promoted in preference to the person holding a higher rank on the ground that such person was not fit for promotion, to the higher class or category, and subsequently either under the orders of any Appellate authority or otherwise, the person holding the higher rank is promoted to the higher class or category of posts, and his rank in the seniority list of that higher class or category has been fixed above the rank of the person promoted earlier,

(iii) Where in respect of any Government servant, in pursuance of any penalty imposed, the rank in the *inter-se* seniority list of any class or category of posts, has been fixed below that of any other Government servant, whose length or continuous service in that class or category is less than that of the Government servant on whom the penalty is imposed

(b) After preparing a draft Inter-State Seniority list omitting the names of persons falling under the above three categories, their names are inserted at appropriate places as shown below —

(i) the rank of the Government servant appointed by direct recruitment referred to in category (i) of sub-paragraph (a) is fixed in the Inter-State Seniority list, immediately above the rank of the person recruited by promotion, whose rank in the *inter-se* seniority list was immediately below the rank of such Government servant,

(ii) the rank of the Government servant recruited by promotion and holding a higher rank referred to in category (ii) of sub-paragraph (a) is fixed in the Inter-State Seniority list immediately above the rank of the person whose rank in the *inter-se* seniority list was immediately below the rank of such Government servant;

(iii) the rank of Government servant referred to in category (iii) of sub-paragraph (a) is fixed in the Inter-State Seniority list immediately below the rank of the person whose rank in the *inter-se* seniority list was immediately above that of such Government servant,

(iv) in respect of cases which do not fall under any of the three categories referred to in sub-paragraph (a) the rank has been determined on the merits of each case

7 The seniority of Government servants allocated to serve in connection with the affairs of the State of Mysore under the Andhra State Act, 1953, has been fixed in the same manner as in the case of Government servants allocated from the State of Madras, maintaining the *inter-se* seniority as in force on 30th September 1953 in the Madras State, except in cases where the seniority of any such Government servant is already concluded by an order of Government and in consequence thereof, promotions have been made and there is no pending appeal

B R DEBN DAYAL,
Deputy Secretary to Government,
General Administration Department (Integration)

ANNEXURE I

- (1) Sl No—(2) Name of the Officer—(3) Designation of the post held on 31st October 1956—(4) Name of the State—(5) Date of birth—(6) Date of entry into service—(7) Scale of pay of the post in Col 3—(8) If the post in Col 3 is not held substantively/Substantive post of the official as on 31st October 1956—(9) Scale of pay on substantive post—(10) Remarks—(11) Date of commencement of continuous service in the equated grade

Sriyuths—

- 1—N Bhyrappa—Manager—Mysore—12-6-1912—3-8-1935—Rs 150-10-250—
Nil—Nil— — 1-5-1956
- 2—M B Siddappa—Pmt Auditor (O O D as Tahsildar)—Mysore—5-10-1911
—4-6-1935—Rs 100-10-200—Nil—Nil— — 20-11-1946
- 3—T M Vazir Ahmed—Auditor—Mysore—24-4-1914—14-9-1935—Rs 100-10-
200—Nil—Nil— — 15-10-1948
- 4—R Nammalwar—Pmt Auditor (O O D as Tahsildar)—Mysore—24-5-1910
—20-4-1933—Rs 100-10-200—Same as in Col 3—vide Col 8— — 14-10-1950
- 5—S Rama Sastry—Auditor—Mysore—12-12-1908—15-4-1935—Rs 100-10-200
Nil—Nil— — 1-5-1956
- 6—B Bettachar—I Division Clerk—Mysore—1-6-1913—19-5-1935—Rs 60-5-
90/EB 6-150-10-180—Nil—Nil— — 4-10-1948
- 7—K M Krishnamurthy Rao—I Division Clerk—Mysore—6-12-1917—
18-6-1940—Rs 60-5-90/EB 6-150-10-180—II Division Clerk—Rs 45 3-60-
EB 4-100— — 26-11-1955
- 8—H Ramachandra Rao—II Division Clerk—Mysore—16-12-1925—24-2-1953
—Rs 45-3-60/EB 4-100—Nil—Nil— — 24-2-1953
- 9—N Hanumantha Raju—II Division Clerk—Mysore—18-6-1932—27-3-1953—
Rs 45-3-60/EB 4-100—Nil—Nil— — 27-3-1953
- 10—M Lingaiah—II Division Clerk (Offg)—Mysore—22-2-1925—19-5-1956—
Rs 45-3-60/EB 4-100—Nil—Nil— — 19-5-1956
- 11—C C Srikantiah—Stenographer, I Grade—Mysore—7-1-1914—10-8-1935—
Rs 75-5-100-10-150/EB 10-200—Nil—Nil— — 1-1-1945
- 12—B K Shivaramiah—Stenographer, I Grade—Mysore—14-4-1915—26-4-1940
Rs 75-5-100-10-150/EB 10-200—Nil—Nil— — 15-1-1947
- 13—L Kishen Rao—II Grade Stenographer (Offg)—Hyderabad—6-11-1920—
31-10-1949—Rs 130-4-154-6-190—Nil—Nil— — 31-10-1949
- 14—P A Nachappa—II Grade Stenographer (Pmt)—Hyderabad—6-6-1931—
19-9-1951—Rs 130-4-154-6-190—Nil—Nil— — 19-9-1951
- 15—M C Channappa—Mutchi—Mysore—1-9-1927—15-1-1943—Rs 30-1-40-2-
60—Nil—Nil— — 1-1-1945
- 16—Annadanappa—Mutchi—Mysore—31-7-1924—1-4-1943—Rs 30-1-40-2-60—
Nil—Nil— — 23-2-1951

ANNEXURE II

STATEMENT SHOWING EQUATION OF NON-GAZETTE POST IN THE DEPARTMENT OF ANTI CORRUPTION AND TECHNICAL AUDIT (P W D)

- (1) Sl No—Post equated/(2) Mysore—(3) Bombay—(4) Hyderabad—(5) Madras—(6) Coorg—(7) Post in the new Mysore State with which equated—(8) Remarks

— — —II Grade Stenographer— — —Stenographer—

Note—All the other non-Gazetted posts in the Department are from old Mysore only No equations are therefore necessary in their case